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LORD & SONS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

LORD & SONS, INC.,

Plaintiff,

v.

WILLIAM J. THOMPSON; TOMARCO
CONTRACTOR SPECIALTIES, INC.;
TOMARCO FASTENING SYSTEMS;
CONSTRUCTION ENGINEERED
ATTACHMENT SOLUTIONS; HEAD
FIRST PRODUCTS INC.,

Defendants.

Case No. C07-05496 EMC

**PLAINTIFF LORD & SONS, INC.'S *EX*
PARTE APPLICATION TO CONTINUE
CASE MANAGEMENT CONFERENCE**

Pursuant to Civil Local Rule 7-10 and Paragraph 4 of the Court's March 1, 2007 Standing Order regarding Case Management Conferences, plaintiff Lord & Sons, Inc. ("Lord & Sons") hereby submits this application to continue the Case Management Conference currently set for February 6, 2008.

DISCUSSION

Plaintiff Lord & Sons is a California corporation, with its principal place of business at 430 East Trimble Road, San Jose, California. Declaration of Michael A. Sands In Support of Plaintiff's Ex Parte Application to Continue Case Management Conference ("Sands Decl.") ¶ 2. Defendants are William J. Thompson, an individual, and several corporate entities engaged in the

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business of manufacturing and supplying fastening systems and other construction products to the construction industry. Sands Decl. ¶¶ 3-6. Defendant Thompson is the sole named inventor on United States Design Patent No. D528,900 (“the ‘900 Patent”), which claims a design for a certain type of construction fastener. Sands Decl. ¶ 3.

For the reasons set forth herein, Lord & Sons respectfully requests that this Court continue the Case Management Conference currently set for February 6, 2008 to a date not earlier than March 26, 2008.